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EXTRAORDINARY

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PART II—Section 1

प्राधिकार से प्रकाशित

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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि वह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed
as a separate compilation.

MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS

(Legislative Department)

New Delhi, the 16th January, 1993/Pausa 26, 1914 (Saka)

THE UTTAR PRADESH KRISHI UTPADAN MANDI
SAMITIS (ALPAKALIK VYAWASTHA) AMENDMENT
ORDINANCE, 1993

No. 11 of 1993

Promulgated by the President in the Forty-third Year of the
Republic of India.

An Ordinance further to amend the Uttar Pradesh Krishi Utpadan
Mandi Samitis (Alpakalik Vyawastha) Adhiniam, 1972.

WHEREAS by a Proclamation issued on the 6th day of December, 1992
by the President under article 356 of the Constitution, the powers of
the Legislature of the State of Uttar Pradesh have been declared to be
exercisable by or under the authority of Parliament;

AND WHEREAS the Uttar Pradesh Krishi Utpadan Mandi Samitis (Alpa-
kalik Vyawastha) (Tritiya Sanshodhan) Adhyadesh, 1992 to provide for
the aforesaid matters was promulgated by the Governor on the 29th No-
vember, 1992;

AND WHEREAS Parliament is not in session and the President is satisfied
that circumstances exist which render it necessary for him to take immediate
action;

Now, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution and of all other powers enabling him in that behalf, the President is pleased to promulgate the following Ordinance:—

Short title
and com-
mencement.

1. (1) This Ordinance may be called the Uttar Pradesh Krishi Utpadan Mandi Samitis (Alpakalik Vyawastha) Amendment Ordinance, 1993.

(2) It shall come into force at once.

Substitu-
tion of
section 2
of U.P.
Act 7 of
1972.

2. For section 2 of the Uttar Pradesh Krishi Utpadan Mandi Samitis (Alpakalik Vyawastha) Adhiniyam, 1972, the following section shall be substituted, namely:—

Temporary
provi-
sions re-
garding
adminis-
tration of
Mandi
Samitis.

“2. (1) With effect from the date of commencement of the Uttar Pradesh Krishi Utpadan Mandi Samitis (Alpakalik Vyawastha) Amendment Ordinance, 1993, the provisions of the Uttar Pradesh Krishi Utpadan Mandi Adhiniyam, 1964 (hereinafter referred to as the said Adhiniyam), shall, for a period of one year from the date of such commencement or until the constitution of an elected Mandi Samiti under section 13 of the said Adhiniyam, whichever is earlier, have effect in relation to every market area which existed on the date of such commencement or which is declared to be so during the said period, subject to the following provisions, namely:—

U.P. Act
25 of 1964.

(a) notwithstanding anything contained in the said Adhiniyam, every ad-hoc Committee constituted under this Act (as it existed immediately before the date of such commencement) shall stand dissolved, and the Chairman and every other member of such Committee shall cease to hold their respective offices;

(b) all powers, functions and duties of the Committee, its Chairman and Vice-Chairman shall be vested in, and be exercised, performed and discharged by the District Magistrate of the district in which the Principal Market Yard is situate, and such District Magistrate shall be deemed in law to be the Committee, its Chairman or Vice-Chairman as the occasion may require;

(c) subject to any general or special order of the State Government such District Magistrate may, subject to such terms and conditions as he may think fit to impose, delegate all or any of the powers conferred on him by clause (b) to any officer specified by him in this behalf;

(d) the State Government may, from time to time, by notification in the Gazette, make such incidental or consequential provisions, including provisions for adapting, modifying or suspending in whole or in part, the operation of any provisions of the said Adhiniyam, but not affecting the substance, as may appear to it to be necessary or desirable for any of the foregoing or connected purposes.

U.P. Act.
1 of 1904.

(2) Every notification issued under clause (d) of sub-section (1) shall, as soon as may be, after it is issued, be laid before each House of the State Legislature, and the provisions of sub-section (1) of section 23A of the Uttar Pradesh General Clauses Act, 1904, shall apply as they apply in respect of rules made by the State Government under any Uttar Pradesh Act.”.

U.P. Ord.
29 of 1992.

3. (1) The Uttar Pradesh Krishi Utpadan Mandi Samitis (Alpakalik Vyawastha) (Tritiya Sanshodhan) Adhyadesh, 1992 is hereby repealed.

Repeal
and
saving.

(2) Notwithstanding such repeal, anything done or any action taken under the Uttar Pradesh Krishi Utpadan Mandi Samitis (Alpakalik Vyawastha) Adhiniyam, 1972, as amended by the Ordinance referred to in sub-section (1), shall be deemed to be valid and be deemed always to have been valid.

SHANKER DAYAL SHARMA,
President.

K. L. MOHANPURIA,
Secy. to the Govt. of India.

